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Filing date:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91215813	
Party	Plaintiff Crystalline Management, LLC, Najat Kanache	
Correspondence Address	ROBERT BG HOROWITZ BAKER & HOSTETLER LLP 45 ROCKEFELLER PLAZA, 14TH FLOOR NEW YORK, NY 10111 UNITED STATES rhorowitz@bakerlaw.com, ejoyce@bakerlaw.com, nydocketing@bakerlaw.com	
Submission	Motion to Amend Pleading/Amended Pleading	
Filer's Name	Robert B.G. Horowitz	
Filer's e-mail	rhorowitz@bakerlaw.com, ejoyce@bakerlaw.com, nydocketing@bakerlaw.com	
Signature	/Robert B.G. Horowitz/	
Date	06/02/2014	
Attachments	CRONUT - First Amended Notice of Opposition_Part 1.pdf(932857 bytes) CRONUT - First Amended Notice of Opposition_Part 2.pdf(2530365 bytes) CRONUT - First Amended Notice of Opposition_Part 3.pdf(2042989 bytes) CRONUT - First Amended Notice of Opposition_Part 4.pdf(2542841 bytes) CRONUT - First Amended Notice of Opposition_Part 5.pdf(2511856 bytes) CRONUT - First Amended Notice of Opposition_Part 6.pdf(2468054 bytes) CRONUT - First Amended Notice of Opposition_Part 7.pdf(2411272 bytes)	

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

NAJAT KAANACHE and CRYSTALLINE MANAGEMENT, LLC,)
Opposers,))) Opposition No.:
V.))
INTERNATIONAL PASTRY)
CONCEPTS LLC and)
DOMINQUE ANSEL,)
)
Applicants.)

FIRST AMENDED NOTICE OF OPPOSITION

In the matter of the application of INTERNATIONAL PASTRY CONCEPTS LLC and DOMINIQUE ANSEL (hereinafter referred to as "Applicants") for registration of the designation CRONUT (hereinafter "CRONUT") in International Class 30 for "Bakery desserts; Bakery goods; Bakery goods and dessert items, namely, cheesecakes for retail and wholesale distribution and consumption on or off the premises; Bakery goods, namely, croissant and doughnut hybrid; Bakery products; Bakery products, namely, sweet bakery goods; Beverages made of coffee; Beverages made of tea; Beverages with a chocolate base; Beverages with a coffee base; Biscuits; Biscuits and bread; Biscuits, tarts, cakes made with cereals; Bread and buns; Bread and pastry; Bread doughs; Bread mixes; Bread rolls; Bread sticks; Brioches; Cake doughs; Cake icing; Cake mixes; Cakes; Chocolate for confectionery and bread; Cocoa-based beverages; Coffee

beverages with milk; Coffee-based beverages; Coffee-based iced beverages; Confectioneries, namely, snack foods, namely, chocolate; Confectionery chips for baking; Cookie dough; Cookie mixes; Cookies; Croissants; Doughnuts; Edible cake decorations; Edible decorations for cakes; Edible flour; Food package combinations consisting primarily of bread, crackers and/or cookies; Instant doughnut mixes; Macaroons; Madeleines; Mixes for bakery goods; Muffin mixes; Muffins; Pastries; Pastry dough; Pastry mixes; Prepared cocoa and cocoa-based beverages; Prepared coffee and coffee-based beverages; Scones", Serial No. 85936327 filed May 19, 2013, based upon a date of first use of May 10, 2013, which was published in the Official Gazette of the United States Patent and Trademark Office on December 10, 2013, NAJAT KAANACHE, a citizen of Spain and CRYSTALLINE MANAGEMENT LLC, a limited liability company formed under the laws of Michigan (hereinafter referred to as "Opposers"), both located at 335 Paluxy Drive, Irving, Texas 75039, believe they will be damaged by registration of the designation CRONUT in said trademark application and hereby opposes the same.

The grounds for the opposition are as follows:

- 1. The term CRONUTS was coined, created and first used by Opposers, as a contraction of "creative donuts" and does not have any meaning in the English language or any other language as applied to Opposers' sweet and savory donuts.
- 2. Opposers adopted and began using the trademark CRONUTS for sweet and savory doughnuts for goods sold in intrastate commerce before Applicants commenced using, and applied to register, the designation CRONUT for their goods.

- 3. Opposers have applied to register their CRONUTS mark, which is the subject of pending U.S. Application 85961168 filed on June 17, 2013, for "baked goods, namely, sweet donuts and savory donuts" in Class 30 ("the 168 application"), based upon an intention to use.
- 4. Opposers also filed on July 12, 2013, an application to register CRONUTS for "downloadable publications featuring recipes" in Class 9, "publications featuring recipes" in Class 16 and "non-downloadable publications featuring recipes" in Class 41, which is the subject of pending application SN 86008577 ("the 577 application"), also based upon an intention to use.
- Applicants' designation CRONUT is substantially identical to Opposers'
 CRONUTS mark.
- 6. The goods set forth in Applicants' CRONUT application include "doughnuts" which encompasses all types of doughnuts and thus are identical to Opposers' goods.
- 7. The goods set forth in Applicants' CRONUT application are, or will be, advertised, promoted, sold and distributed to customers who are the same customers to which Opposers said CRONUTS donuts are advertised and sold.
- 8. Applicants' CRONUT application has been cited as a potential block against the '168 application because of confusing similarity.

Count I – Likelihood of Confusion – Section 2(d) of the Lanham Act

- 9. Opposers are users of the CRONUTS mark for sweet and savory donuts with rights prior to any rights Applicants may claim in the designation CRONUT.
 - 10. Prospective and actual customers for Applicants' CRONUT goods who

are familiar with Opposers and their CRONUTS goods will likely be confused, mistaken or deceived as to the source, origin, affiliation, connection or association of Applicants' goods, or suffer reverse confusion, mistake or deception that Opposers are junior users of their CRONUTS mark.

11. Registration of Applicants' designation CRONUT thus will damage Opposers within the meaning of Section 2 (d) of the Lanham Act, 15 U.S.C. Section 1052 (d).

Count II – Descriptiveness – Section 2(e)(1) Lanham Act

- 12. Opposers repeat and reallege paragraphs 1 through 11 as though fully set forth herein.
- 13. On September 27, 2013; the U.S. Patent and Trademark Office issued a refusal to register Applicant's CRONUTS mark in the '577 application on the basis that the mark is descriptive. In support of the refusal to register the U.S. Patent and Trademark Office Examining Attorney handling said application stated:

The term CRONUT refers to a hybrid donut / croissant. See attached evidence from *Wikipedia* and various third party websites consisting of news articles and recipes about how to make cronuts. For example, the following articles state:

"Make your own Cronuts: DIY manual allows food-craze fans to avoid the lines by making their own sugary treats at home" See http://www.dailymail.co.uk/news/article-2389350/Cronut-recipe-Avoid-linesstay-home-Cronuts-masses.html#ixzz2g8ICZwBb

"How to make Cronuts" See http://sortedfood.com/#!/cronuts/ " Cronuts are a mix between a croissant and a doughnut/donut, and are the most gorgeous sweet treats that have been taking over Manhattan and London for the last couple of months"

Therefore, applicant's mark refers to a particular type of baked goods – a hybrid donut / croissant – that would be the subject matter of the recipes in the context of applicant's goods and/or services. Applicant also has a

co-pending application for CRONUTS for baked goods (U.S. Ser. No. 85961168), which suggests that applicant is aware that CRONUTS are a type of baked goods.

For the reasons stated above, the proposed mark merely describes the subject matter of applicant's recipes, which are the subject matter of applicant's goods and services and registration on the Principal Register must be refused under Trademark Act Section 2(e)(1).

A true, accurate and correct copy of said Office Action is annexed as Exhibit 1 hereto.

- 14. On information and belief, CRONUT as applied to Applicants' "Bakery goods, namely, croissant and doughnut hybrid" in their CRONUT application is merely descriptive and does not qualify for registration on the Principal Register as per Section 2(e)(1) of the Lanham Act.
- 15. Opposers' CRONUT application should, therefore, be denied registration on the Principal Register because of descriptiveness.

Count III – Lack of Bona Fide Use in Commerce – Section 1(a) Lanham Act

- 16. Opposers repeat and reallege paragraphs 1 through 15 as though fully set forth herein.
- 17. On information and belief, at the time of filing their application to register CRONUT, Applicants had not used in interstate commerce the mark for the goods listed in their application.
- 18. Opposers are being damaged by the United States Patent and Trademark Office's acceptance of Applicants' CRONUT application. Accordingly, registration of the mark should be refused due to nonuse of the mark at the time the application was filed, under Section 1(a) of the Trademark Act.

Count IV – Misuse of registration symbol- Section 29 of the Lanham Act

- 19. Opposers repeat and reallege paragraphs 1 through 18 as though fully set forth herein.
- 20. On January 14, 2014, the United States Patent and Trademark Office issued to Applicants Registration No. 4465439 for CRONUT.
- 21. On February 21, 2014, the United States Patent and Trademark Office sent to Applicants' counsel, Candice S. Cook, Esq., a written communication advising that said trademark registration issued due to a clerical error and was, therefore, canceled.
- 22. Notwithstanding Ms. Cook's receipt of such notice Applicants, through Ms. Cook acting on their behalf, sent to Opposers' counsel a letter dated April 4, 2014, accusing Opposers of infringing upon Applicants' rights, claiming that "the Dominque Ansel Bakery (the "D.A. Bakery") has registered the trademark CronutTM".
- 23. Applicants also are using the registration symbol in connection with CRONUT on their website at www.dominiqueansel.com. A true, accurate and correct copy of a page from that website showing such use of the registration symbol is attached as Exhibit 2.
- 24. On information and belief, Applicants are intentionally misusing the registration symbol in an attempt to deceive the public into believing their CRONUT mark is registered and also are wrongfully asserting CRONUT is registered in their enforcement efforts.

Count V – Fraud upon the United States Patent and Trademark Office

25. Opposers repeat and reallege paragraphs 1 through 24 as though fully set

forth herein.

26. At the time of filing their application to register CRONUT, Applicants, through their attorney Candice S. Cook, Esq., stated in a declaration to the U.S. Patent and Trademark Office as follows:

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements, and the like, may jeopardize the validity of the application or any resulting registration, declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, or, if the application is being filed under 15 U.S.C. Section 1051(b), he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his/her own knowledge are true; and that all statements made on information and belief are believed to be true.

- 27. On information and belief, at the time Ms. Cook signed said declaration, Applicants had not used the CRONUT mark for the goods in their application.
- 28. At the time Ms. Cook signed said declaration, her statement that the mark was in use for all of the goods was a false representation about a material fact.
- 29. On information and belief, Ms. Cook knew that the representation she made was false, as did Applicants.
- 30. On information and belief, the statement that the mark was made in connection with all of the goods in the application was intended to deceive the United States Patent and Trademark Office.
- 31. On information and belief, Applicants knowing of the falsity of their misrepresentation, never took any steps with the United States Patent and Trademark

Officer to correct their misrepresentation.

- 32. On information and belief, the United States Patent and Trademark Office reasonably relied upon the misrepresentation, and as a result published the CRONUT application for opposition purposes.
- 33. Opposers, having to oppose the CRONUT application, are being damaged as a result of Applicants' misrepresentation.

WHEREFORE, Opposers pray that this opposition be sustained and that application Serial No. 85936327 be refused registration.

Respectfully submitted,

BAKER & HOSTETLER LLP

Dated: New York, N.Y.

June 2, 2014

By<u>:</u>

Robert B.G. Horowitz Attorneys for Opposer 45 Rockefeller Plaza New York, N.Y. 10111

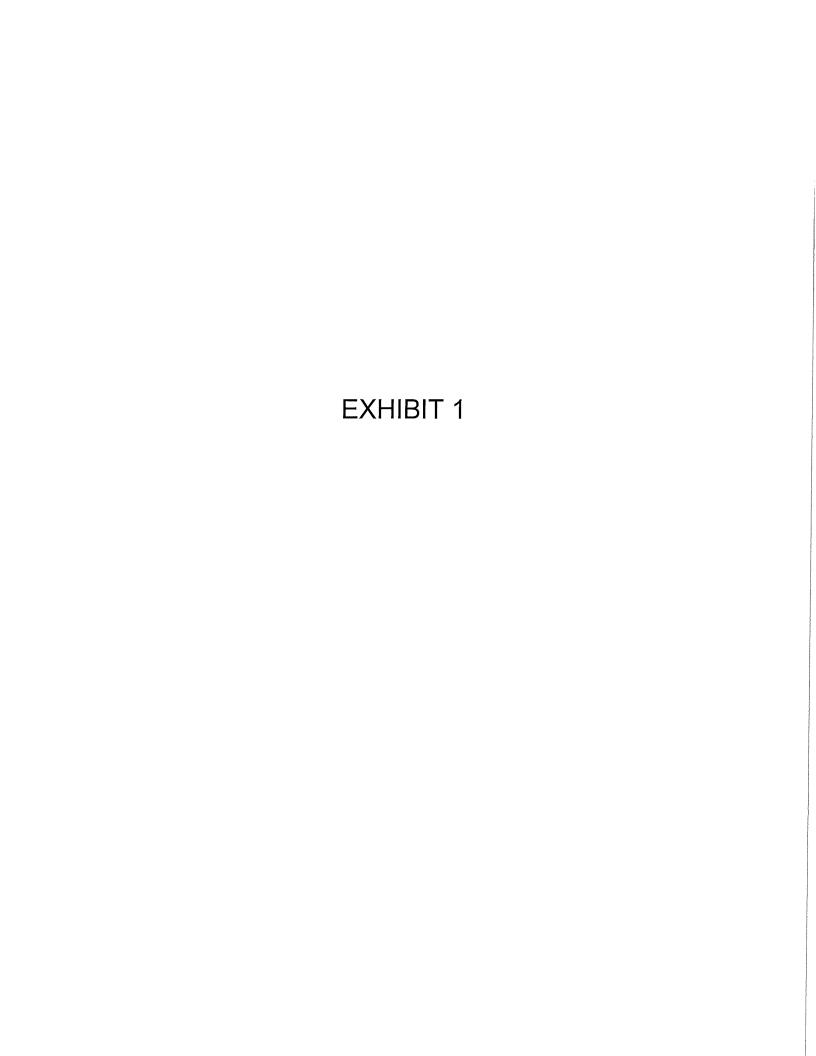
(212) 589-4200

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing First Amended Notice of Opposition and Exhibits were served by first class mail, postage prepaid, this 2nd day of June, 2014 in an envelope addressed to Applicant, as follows:

Candice S. Cook, Esq.
Ca-Co Global Inc. / The Cook Law Group
77 Water Street, 8th Floor
New York, New York 10005

Eileen Joyce



To:	Najat Kaanache	(rhorowitz@bakerlaw.com)
10.	I tajat Ikaanache	more witz to carteria wie cin	J

Subject: U.S. TRADEMARK APPLICATION NO. 86008577 - CRONUTS -

48472.04

Sent: 9/27/2013 6:06:30 PM

Sent As: ECOM101@USPTO.GOV

Attachments: Attachment - 1

Attachment - 2

Attachment - 3

Attachment - 4

Attachment - 5

Attachment - 6

Attachment - 7

Attachment - 8

Attachment - 9

Attachment - 10

Attachment - 11

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UNITED STATES PATENT AND TRADEMARK OFFICE (USPTO) OFFICE ACTION (OFFICIAL LETTER) ABOUT APPLICANT'S TRADEMARK APPLICATION

U.S. APPLICATION SERIAL NO. 86008577

MARK: CRONUTS

86008577

CORRESPONDENT ADDRESS:

ROBERT B.G. HOROWITZ, ESQ. BAKER & HOSTETLER LLP 45 ROCKEFELLER PLZ FL 14 NEW YORK, NY 10111-0100 CLICK HERE TO RESPOND TO http://www.uspto.gov/trademarks/teas/ru

APPLICANT: Najat Kaanache

CORRESPONDENT'S REFERENCE/DOCKET NO:

48472.04

CORRESPONDENT E-MAIL ADDRESS:

rhorowitz@bakerlaw.com

FIRST OFFICE ACTION

STRICT DEADLINE TO RESPOND TO THIS LETTER

TO AVOID ABANDONMENT OF APPLICANT'S TRADEMARK APPLICATION, THE USPTO MUST RECEIVE APPLICANT'S COMPLETE RESPONSE TO THIS LETTER **WITHIN 6 MONTHS** OF THE ISSUE/MAILING DATE BELOW.

ISSUE/MAILING DATE: 9/27/2013

The referenced application has been reviewed by the assigned trademark examining attorney. Applicant

must respond timely and completely to the issue(s) below. 15 U.S.C. §1062(b); 37 C.F.R. §§2.62(a), 2.65(a); TMEP §§711, 718.03.

SUMMARY OF ISSUES:

- 1. Refusal: Mark is Merely Descriptive: Subject Matter of Publication
- 2. Requirement: Information Requirement
- 3. Advisory: Prior Pending Application

Applicant must respond to the following refusals and/or requirements.

1. SECTION 2(e)(1) REFUSAL - MERELY DESCRIPTIVE

Registration is refused because the applied-for mark merely describes the subject matter of applicant's publication. Trademark Act Section 2(e)(1), 15 U.S.C. §1052(e)(1); see TMEP §§1209.01(b), 1209.02. A term that describes the subject matter of a publication is merely descriptive under Trademark Act Section 2(e)(1). See H. Marvin Ginn Corp. v. Int'l Ass'n of Fire Chiefs, Inc., 782 F.2d 987, 228 USPQ 528 (Fed.Cir. 1986); In re Taylor & Francis [Publishers] Inc., 55 USPQ2d 1213 (TTAB 2000) (holding PSYCHOLOGY PRESS merely descriptive of books in the field of psychology); In re Waverly Inc., 27 USPQ2d 1620 (TTAB 1993) (holding MEDICINE merely descriptive of a journal); In re Women's Publ'g Co., 23 USPQ2d 1876 (TTAB 1992) (holding DECORATING DIGEST merely descriptive for a magazine); In re Oriental Daily News, Inc., 230 USPQ 637 (TTAB 1986) (holding Chinese characters meaning ORIENTAL DAILY NEWS merely descriptive of a newspaper).

Applicant's mark is **CRONUTS** in standard characters for the following publications:

Class 9: Downloadable publications featuring recipes

Class 16: Publications featuring recipes

Class 41: Non-downloadable publications featuring recipes

The term CRONUT refers to a hybrid donut / croissant. See attached evidence from *Wikipedia* and various third party websites consisting of news articles and recipes about how to make cronuts. For example, the following articles state:

"Make your own Cronuts: DIY manual allows food-craze fans to avoid the lines by making their own sugary treats at home" *See* http://www.dailymail.co.uk/news/article-2389350/Cronut-recipe-Avoid-lines-stay-home-Cronuts-masses.html#ixzz2g8ICZwBb

"How to make Cronuts" See http://sortedfood.com/#!/cronuts/ "Cronuts are a mix between a croissant and a doughnut/donut, and are the most gorgeous sweet treats that have been taking over Manhattan and London for the last couple of months"

Therefore, applicant's mark refers to a particular type of baked goods – a hybrid donut / croissant - that would be the subject matter of the recipes in the context of applicant's goods and/or services. Applicant also has a co-pending application for CRONUTS for baked goods (U.S. Ser. No. 85961168), which suggests that applicant is aware that CRONUTS are a type of baked goods.

For the reasons stated above, the proposed mark merely describes the subject matter of applicant's recipes, which are the subject matter of applicant's goods and services and registration on the Principal Register must be refused under Trademark Act Section 2(e)(1).

Although applicant's mark has been refused registration, applicant may respond to the refusal(s) by submitting evidence and arguments in support of registration.

RESPONSE OPTIONS

Although applicant's mark has been refused registration, applicant may respond to the refusal(s) by submitting evidence and arguments in support of registration.

• SUPPLEMENTAL REGISTER - INTENT TO USE APPLICATION - ADVISORY

A mark in an application under Trademark Act Section 1(b) is not eligible for registration on the Supplemental Register until an acceptable amendment to allege use under 37 C.F.R. §2.76 has been filed. 37 C.F.R. §§2.47(d), 2.75(b); TMEP §§815.02, 1102.03. When a Section 1(b) application is successfully amended to the Supplemental Register, the effective filing date of the application will be the date on which applicant met the minimum filing requirements of 37 C.F.R. §2.76(e) for the amendment to allege use. 37 C.F.R. §2.75(b); TMEP §§816.02, 1102.03.

In addition, the undersigned trademark examining attorney will conduct a new search of the Office records for conflicting marks based on the later application filing date. TMEP §§206.01, 1102.03.

Applicant must respond to the following additional requirement(s).

2. REQUIREMENT FOR INFORMATION

To permit proper examination of the application, applicant must submit additional information about the goods and services. See 37 C.F.R. §2.61(b); In re Planalytics, Inc., 70 USPQ2d 1453, 1457-58 (TTAB 2004); In re DTI P'ship LLP, 67 USPQ2d 1699, 1701-02 (TTAB 2003); TMEP §814. The requested information should include fact sheets, instruction manuals, brochures, and/or advertisements. If these materials are unavailable, applicant should submit similar documentation for goods and services of the same type, explaining how its own product or services will differ. If the goods and services feature new technology and no information regarding competing goods and services is available, applicant must provide a detailed factual description of the goods and services.

Factual information about the goods must make clear how they operate, salient features, and prospective customers and channels of trade. For the services, the factual information must make clear what the services are and how they are rendered, salient features, and prospective customers and channels of trade. Conclusory statements will not satisfy this requirement for information.

Applicant must explain whether "Cronut" has any meaning or significance in the industry in which the goods and/or services are manufactured/provided, or if such wording is a "term of art" within applicant's industry. See 37 C.F.R. §2.61(b); TMEP §814.

Further, applicant must provide additional information about this wording to enable proper examination of the application. Specifically, applicant must respond to the following questions:

Whether "CRONUTS" or describes the subject matter of applicant's recipes?

Whether applicant's recipes enable the user to make hybrid donut / croissants bakery goods?

Failure to respond to a request for information is an additional ground for refusing registration. *See In re Cheezwhse.com, Inc.*, 85 USPQ2d 1917, 1919 (TTAB 2008); *In re DTI*, 67 USPQ2d at 1701-02. Merely stating that information about the goods and services is available on applicant's website is an inappropriate response to a request for additional information and is insufficient to make the relevant information of record. *See In re Planalytics, Inc.*, 70 USPQ2d 1453, 1457-58 (TTAB 2004).

3. PRIOR-FILED APPLICATION(S)

The filing dates of pending U.S. Application Serial Nos. **85954781** and **85936327** precede applicant's filing date. See attached referenced applications. If one or more of the marks in the referenced applications register, applicant's mark may be refused registration under Trademark Act Section 2(d) because of a likelihood of confusion with the registered mark(s). *See* 15 U.S.C. §1052(d); 37 C.F.R. §2.83; TMEP §§1208 *et seq*. Therefore, upon receipt of applicant's response to this Office action, action on this application may be suspended pending final disposition of the earlier-filed referenced applications.

In response to this Office action, applicant may present arguments in support of registration by addressing the issue of the potential conflict between applicant's mark and the marks in the referenced applications. Applicant's election not to submit arguments at this time in no way limits applicant's right to address this issue later if a refusal under Section 2(d) issues.

Upon receipt of applicant's response resolving the following requirement(s), action on this application will be suspended pending the disposition of U.S. Application Serial No(s). 85954781 and 85936327. 37 C.F.R. §2.83(c); TMEP §§716.02(c), 1208.02(c).

ASSISTANCE

Please telephone or e-mail the assigned trademark examining attorney with any questions related to this Office Action. All relevant e-mail communications will be placed in the official application record; however, an e-mail communication will not be accepted as a response to this Office action and will not extend the deadline for filing a proper response. *See* 37 C.F.R. §2.191; TMEP §§304.01-.02, 709.04-.05.

/Susan B. Allen/ Trademark Attorney Law Office 101 571-272-5985 susan.allen@uspto.gov TO RESPOND TO THIS LETTER: Go to http://www.uspto.gov/trademarks/teas/response forms.jsp. Please wait 48-72 hours from the issue/mailing date before using the Trademark Electronic Application System (TEAS), to allow for necessary system updates of the application. For technical assistance with online forms, e-mail TEAS@uspto.gov. For questions about the Office action itself, please contact the assigned trademark examining attorney. E-mail communications will not be accepted as responses to Office actions; therefore, do not respond to this Office action by e-mail.

All informal e-mail communications relevant to this application will be placed in the official application record.

WHO MUST SIGN THE RESPONSE: It must be personally signed by an individual applicant or someone with legal authority to bind an applicant (i.e., a corporate officer, a general partner, all joint applicants). If an applicant is represented by an attorney, the attorney must sign the response.

PERIODICALLY CHECK THE STATUS OF THE APPLICATION: To ensure that applicant does not miss crucial deadlines or official notices, check the status of the application every three to four months using the Trademark Status and Document Retrieval (TSDR) system at http://tsdr.uspto.gov. Please keep a copy of the TSDR status screen. If the status shows no change for more than six months, contact the Trademark Assistance Center by e-mail at TrademarkAssistanceCenter@uspto.gov or call 1-800-786-9199. For more information on checking status, see http://www.uspto.gov/trademarks/process/status/.

TO UPDATE CORRESPONDENCE/E-MAIL ADDRESS: Use the TEAS form at http://www.uspto.gov/trademarks/teas/correspondence.jsp.

Print: Sep 27, 2013 85936327

DESIGN MARK

Serial Number

85936327

Status

NON-FINAL ACTION - MAILED

Word Mark

CRONUT

Standard Character Mark

Yes

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

Dominique Ansel INDIVIDUAL FRANCE Dominique Ansel 189 Spring Street New York NEW YORK 10012

Owner

International Pastry Concepts LLC LIMITED LIABILITY COMPANY NEW YORK Dominique Ansel 189 Spring Street New York NEW YORK 10012

Goods/Services

Class Status -- ACTIVE. IC 030. US 046. G & S: Bakery desserts; Bakery goods; Bakery goods and dessert items, namely, cheesecakes for retail and wholesale distribution and consumption on or off the premises; Bakery goods, namely, croissant and doughnut hybrid; Bakery products; Bakery products, namely, sweet bakery goods; Beverages made of coffee; Beverages made of tea; Beverages with a chocolate base; Beverages with a coffee base; Biscuits; Biscuits and bread; Biscuits, tarts, cakes made with cereals; Bread and buns; Bread and pastry; Bread doughs; Bread mixes; Bread rolls; Bread sticks; Brioches; Cake doughs; Cake icing; Cake mixes; Cakes; Chocolate for confectionery and bread; Cocoa-based beverages; Cocoa-based ingredient in confectionery products; Coffee based beverages; Coffee beverages with milk; Coffee-based beverages; Coffee-based iced beverages; Confectioneries, namely, snack foods, namely, chocolate; Confectionery chips for baking; Cookie dough; Cookie mixes; Cookies; Croissants; Doughnuts; Edible cake decorations; Edible decorations for cakes; Edible flour; Food package combinations consisting primarily of bread, crackers and/or cookies; Instant doughnut mixes; Macaroons; Macaroons; Madeleines; Mixes for bakery goods; Muffin mixes; Muffins; Pastries;

Print: Sep 27, 2013 85936327

Pastry dough; Pastry mixes; Prepared cocoa and cocoa-based beverages; Prepared coffee and coffee-based beverages; Scones. First Use: 2013/05/10. First Use In Commerce: 2013/05/10.

Filing Date 2013/05/19

Examining Attorney GAYNOR, BARBARA

Attorney of Record Candice Cook

Cronut

Print: Sep 27, 2013

85954781

DESIGN MARK

Serial Number

85954781

Status

SUSPENSION LETTER - MAILED

Word Mark

THE CRONUT HOLE

Standard Character Mark

Yes

Type of Mark

SERVICE MARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

Stephen Foung INDIVIDUAL UNITED STATES 1606 Great Plain Ave Needham MASSACHUSETTS 02492

Goods/Services

Class Status -- ACTIVE. IC 035. US 100 101 102. G & S: Retail bakery shops.

Filing Date

2013/06/10

Examining Attorney

KIM, SOPHIA S.

The Cronut Hole

Create account & Log in



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Cronut

From Wikipedia, the free encyclopedia



(i) This article appears to be written like an advertisement. Please help improve it by rewriting promotional content from a neutral point of view and removing any inappropriate external links. (September 2013)

The Cronut is a croissant-doughnut pastry developed by chef Dominique Ansel for Dominique Ansel Bakery in New York City. [1] in May 2013, the bakery trademarked the name. Imitation versions of Ansel's croissant-doughnut hybrid recipe have sprung up in Saint Locis [1] Lock Angeles [1] Jackspontills, [1] Minneapoles [1] and Sydney, Australa [1] A similar make-at-borne recipe has also been developed [1] These similar versions largely go under different names since the mark Cronut has pending trademark applications filed with the USPTO and internationally. The bakery's Facebook site states that Cronut is not a generic term to describe all croissant-doughnut hybrids, but a specific pastry associated with the bakery. A Boston Globe article describes the Dominique Ansel Bakery croissant-doughnut hybrid as a food portmanteau.



Contents [hide] 1 Preparation 2 Media coverage

3 Charity campaign 4 Similar recipes 5 Controversy

6 See also 7 References 8 External links



Preparation [edit]

The Dominique Ansel Bakeny's website states that though the item is best described as "Half Croissant, Half Doughnut" it is not made by simply fixing croissant dough, [9] but a type of laminated dough using a proprietary recipe that took the chef two morths and 10 recipes to create.

Ansel's Cronut has been featured on Lafe Night with Jimmy Fallon, [10] The Today Show, [11] Good Manning America [12] and Piers Margan Live on CNN with host Anthony Bourdain, [13] Dominique Ansel's Cronut has also been seen with celebrifies Heidi (Num, [14] Hugh Jackman, Joel McHale, [15] and Emma Roberts, [15]

In Sectember of 2013, Victoria Bedsham was rumored to have been conned into purchasing a fake Cronuf. She was called out when it disclosed that Dominique Ansets real Cronufs were offered exclusively to the fashion brand Opening

http://en.wikipedia.org/wiki/Cronut 09/27/2013 05:32:08 PM

BI SECRETIDER OF ZU 13. VICIONA DECCRIBINI WAS INTROFED TO BAYE DEED CONTROLING THE DISTRICT AND ALL AND A REPORT OF THE PROPERTY OF THE ASSISTED CONTROL OF THE PROPERTY OF T Ceremony due a prior arrangement between Chef Ansel and the fashion brand [17]

Charity campaign (edit)

In July 2013, Dominique Ansel Bakery launched a series of charilable campaigns with their Cronut product to benefit the Food Bank for New York City. [18] The campaign The Cronut Project, sponsored by Dominique Ansel and three interns at BBH benefited Food Bank for New York City by raising over \$6K in 6 days with only 12 Cronuts. [19]

In September 2013, Dominique Ansel Bakery partnered with Shake Shack to offer Cronut Hole Concretes, featuring the first ever Cronut Holes from Dominique Ansel Bakery and brown butter caramel custard. Hundreds of people lined up as early as 4am at a chance to purchase one of the 1000 Cronut Hole Concretes. All proceeds were donated to the NYPD Wildows and Children Fund and Madison Square Park Conservancy. More than \$5,300 was raised

Similar recipes [edit]

Chef Alina Eisenhauer of Sweet Kitchen & Bar in Worcester, Massachusetts, claimed that she was the first to fry croissant dough and has been serving her "dosants" since 2006.

A Vancouver, Canada bakery has introduced a variant known as the frissant [21] A version of the croissant-doughout hybrid has been introduced in the Philippines [22] The croissant-doughout hybrid follows other croissant variations such as the couture croissant, Croissan Wich, pretzel croissant, croque croissant and Yummmm bun. [23] A Montréal, Canada bakery named their version of the fried pastry The Cronetto, [24] which includes sweet custard piped inside.

During 2013, at the annual Canadian National Exhibition in Toronto, Ontario, Canadian National Exhibition food vendor Epic Burgers and Waffles sold their version of a "crorut" burger, a cheeseburger with a fried croissant bun and topped with maple baccon jam. The stand was shut down on August 18 after approximately 230 fel il, including several dozen people who were sent to hospital for serious gastroinstestinal problems. Samples of the crorut burger were tested by the city's health department and concluded that the maple bacon jam had been contaminated with Staphylococcus aureus toxin. [25] Epic Burgers is not affiliated with Dominique Ansel Bakery, [26]

The Swiss retailer Migros started selling cronuts in August 2013. To prevent this, Ansel announced that he intended to register "cronut" as a Swiss trademark [27]

Controversy [edit]

At the 2013 Canadian National Exhibition bacteria from cronuts sold at Epic Burgers, a Toronto-based cronut eatery, caused food poisoning in over 200 patrons. [28] the was revealed that Toronto bakery Le Doki which supplied the cronuts and bacon jam topping was responsible for the contamination. [29] The cronuts in Canada are not affiliated with Dominique Ansel Bakery.

See also [edit]

- · List of pastries
- Crufter

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External links [edit]

Food portal

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Introducing the Cronut, a Doughnut-Croissant Hybrid That May Very Well Change Your Life



Beneath this rose glaze lies some pretty genius pastry engineering

Home Continues i Deminiation Annel Bakery

Starting tomorrow, this round, glazed thing you see before you will be added to the permanent collection at Dominique Ansel Bakery. Because it's part croissant and part doughtnut, the pastry chefts, appropriately, calling it a cronut. (Go ahead, say cruadh-nut, you know, French style.) Each one of these puppies is made from pastry dough that's been sheeted, laminated, proofed, then fried like a doughnut and rolled in flavored sugar. But that's not all: Cronuts-to-be are also filled with a not-so-sweet Tahlitina vanilla cream, given a fresh coat of rose glaze, and bedazzled with rose sugar. Got it? Good. Let's briefly examine the sheer implausibility and engineering genius that goes into each one of these





First off, call your friendly neighborhood pastry chef and ask him or her what happens when you try to fry croissant dough. It's not pretty. Even if the laminated layers don't separate instantly and part ways in the hot oll six ways to Sunday, chances are that yeast-leavened dough will have a lumpy, said, and uneven ascent before it ever gets to the golden brown stage. Ansel says it took around ten recipes and adjustments to multiple variables of time and temperature before he found a special trick to sheeting the dough, then learning to fry it in grapeseed oil at one specific (and somewhat secret) temperature.

The fried cronut looks like this on the inside:



Don't faire out. Photos Court

To finish, it's filled with cream, another feat that's also a bit difficult to pull off in a pastry that has a punched-out center hole. The finished cronut tastes a lot like a classic glaced doughnut, but pretty much more avesome, and its layers peel apart like those in a mille crept cake.*

Ansel's ongoing work with religieuses and his reinvention of the fraisier already had us convinced that the pastry chef routinely dares to dream at his Soho shop and is never content to rest on his macarons (though those are also very good), but this is just sort of nuts. It's a bold step forward for pastry.

Cronuts are \$5.00 apiece and go on sale tomorrow at the bakery, just in time for Mother's Day. Flavors will change: Next month's cronut will have lemon maple glaze, maple syrup cream, and slightly salted sugar on the sides.

Dominique Ansel Bakery, 18y Spring St., nr. Thompson St.; 212-219-2//3

Earlier: Anatomy of a Cake: Will Cotton and Dominique Ansel's Fraisier

*: It should be noted that cronuts do not share any pastry DNA with members

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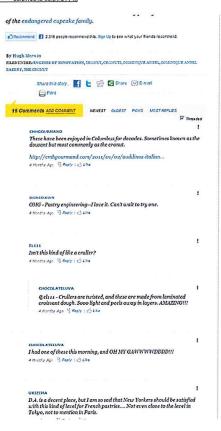
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BEKAS31

Dominique Ansel can do NO WRONG.

Chooths App. St. Repty. C. Line

FL123
"Being part croissant and part doughtnut, the pastry chef is..."

OK. You do know that the way this is written, the pastry chef is "part croissant and part doughnut"?

Ohmigod! He's Poppin' Fresh!

Sigh You fired your copy editors, didn't you? Lives & picture and Science, deploy 4 Hordin Ago. S. Reply | C. Live

MERWIN

GFL123 - No, he really is part croissant and part doughnut.

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ASTRAIGINGS

Everything—and I mean EVERSTHING—that bakery makes is pure, scandalous heaven.

Let's #5 served!

4 Months Ago. **S. Rady's & Line.

BARISEFISIA
The "DKA" from that bakery is really good too. It looks like a smushed muffin, but the dough it kind of like a croissant with a sweet crunchy outside.

Receive Age. **Q Receive Log.** **Q Like***

JAKUUT

Because "Doussant" sounded too attractive?

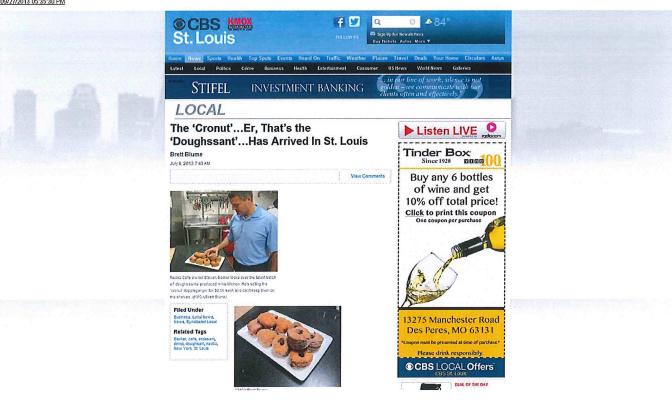
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Anna Nicole THE OPERA

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ST. LOUIS (KMOX) – Separately, donuts and croissants have both been around a long, long time.

But combine the two and you have a taste sensation that's taking the culinary world by storm.

And while you may have heard of the 'cronut', you may not be aware that it has now arrived in St. Louis.

Steven Becker, owner of Nadoz Cafe at the Coronado on Lindell near SLU and a second location in Richmond Heights, recently visited the New York shop where the 'cronut' was introduced and brought the recipe back with him

However, the "cronut" inventor has trademarked the name so Becker held a contest on his Facebook page to let customers vote on a new name, with the minner being "doughssant".

But what exactly is it?

*Croissant dough that is hand-formed and deep-fried." Becker explains to KMOX News. 'It's brought out, rolled in cinnamon sugar... so it's a form of a donut and a croissant together."

His local fulst is stuffing it with chocolate or you can get the original concocion for \$2.60 coch.

That's indeed a Midwestern bargain ...what with people in New York sleeping on the sidewalk outside the shop where they were first introduced back in May, and some tolks wring to pay scalpers up to \$35 apiece

for a cronut knock-off. And while customers



Buy a link bere

aren't camping outside Nadoz to make sure they get their doughssant hot and fresh — at least not yet — Becker says he's selling them as fast

as he can turn them out. "We're selling 'em out by twelve, one o'clock," he points out

So you'd better get up early if you want to get in on the latest culinary



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sensation to hit town.

Nadoz has two locations: at the Coronado Ballroom 3701 Lindell Bivd., and on The Boulevard in Richmond Heights.



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JACKSONVILLE, Fla. -- What do you like better: a doughnut or a croissant? Now, you don't have to choose.

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A croissant-doughnut mix originally from New York was created by Dominque Ansel a few years ago. And now people on the First Coast are going nuts for the "cronut."

"We actually were told about it by one of our partners in the restaurant, and we looked it up, and we decided that we thought we'd try them, and thought it'd be a new way to bring something really different to our restaurant," said Ted Kright at Uptown Market in Springfield.

Now these perfectly plump pastries require a lot of work a.

"You start out with croissant dough, which takes about 32 hours over a 3-day period to make," Knight said.

Then you have to fold in a block of buffer, rol it out, fold it in thirds, rol it out, fold it in thirds a total of three times. Kright has made them for three weeks now and has sold out every week because they're so unique.

"A donut is just a piece of dough that's either baked or fried, a cronut, because you're using croissant dough with all the layers, expands you can actually see all the different layers in there, and it's very soft on the inside, crispy on the outside like a croissant And then when you adon it with the pastry cream, it just adds another level of flavor a," Knight said.

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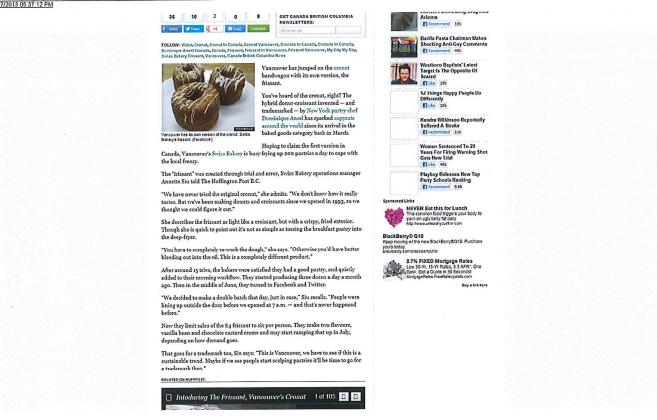


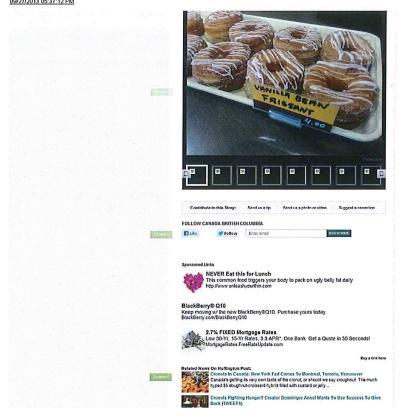


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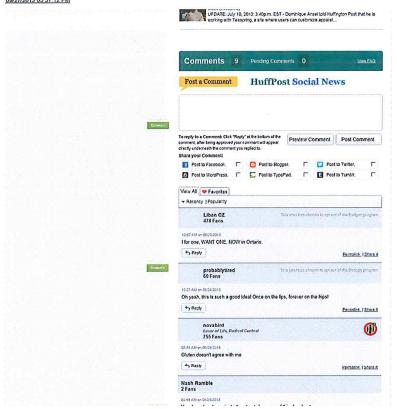
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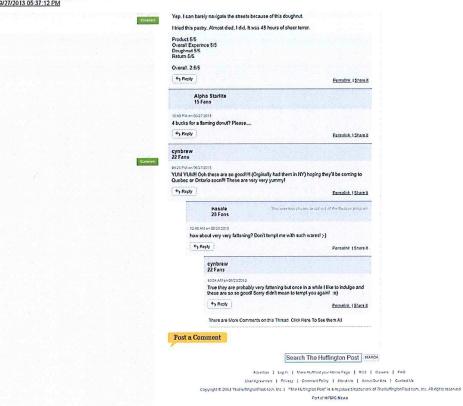




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magne no treas and many trem into one delectable dessen-

"We have taken a donut and a croissant and we have given birth to this baby," said Shane Strong of Regal Bakery.

Originally created by famed pastry chef Dominique Ansel in SoHo, New York just over four months ago, the Cronut has sparked a global food fad with Cronut copycats as far as Brazil, London, and in Hawaii

"A lot of places they don't quite cross it between a crossant and a donut. It's either a donut or a malasada, and ours you've got the flaky layers of a crossant," said Lestey Goo of CroDough Hawali.

Recently, a professional cook and an entrepreneur have partnered to launch their CroDough food truck in Kakaako. The buzz was overwhelming for their CroDough flavors, which include wasabi. ccconut. and bacon cookie.

"It was a long wait and we had a rough start because you know, we've never done this," Goo said

Honolulu residents waited up to two hours for a chance to sample their CroDoughs this weekend. But that's only a fraction of the wait compared to five hours people stand in line for the original in New York.

Regal Bakery launched its Butter huts a few months ago, featuring flavors like fan favorite POG along with Saint Germaine and Pacific Beach Hotel jumping on the faux Cronut bandwagon.

"Our flavoring, our methods. This is Regal Bakery. We make it unique," Strong said.

Regal Bakery only sells their Butter Nuts at their Chinatown location, where hundreds of orders sell out

CroDough creators hope to have a set schedule soon, but need to balance their full-time jobs

"We would like to have more trucks. Maybe expand it, franchise," Goo said.



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The Cronut Craze is Spiraling Out Of Control



The Crowd Craze is Spirating Old Of Control & Fox News

If you are a foodie, by now you have heard about the legend of the Cronut. The Cronut is a hybrid of a doughnut and a croissant, brought to you by pastry chef Dominique Ansel and sold at his New York bakery, Ansel's SoHo. Chef Ansel introduced the world to Cronuts on May 10, and the exclusive dessert has been making quite a name for itself.

Ansel's Soho has made it very clear that the Cronut is not simply half doughnut half croissant. In fact, the baker has offered his process to the public:

"The Cronut" is first proofed and then fried in grapesed oil at a specific temperature. Once cooked, each Cronut" is fiavored in three ways: 1. rolled in sugar; 2. filled with cream; and 3. topped with glaze. Cronut" are made firsh dally, and completely done in house. The entire process takes up to 3 days, "according to the pastry chef. Still, there is something that cannot be replicated about Ansel's Cronut. The search for the treat is taking New York by storm ... or hurricane might be the more apt term.



Hannah Loewentheil I am a rising Senior at Brown University where I am studying international relations and non-fiction writing. Follow me on twitter @hrl792....

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MOST MIC'D IN CULTURE



9 S You Can't Niss At the new York Film Festival





How to Understand Art in

In New York, a Cronut might just be more valuable than gold. And the sky-high demand has allowed Ansel to place some stringent restrictions on the sale of his coveted treat. Lines form outside the bakery on 189 Spring St as early as 2 hours prior to opening (St am. from Mon-Sat and 9 a.m. on Sun). Plus, to ensure that the first customers don't buy out all the Cronuts, Ansel has placed a limit of two Cronuts per person. The treats sell for a pretty penny — SS a piece. Still, they're selling like wildfire.



In the midst of all the hype, there are a few ways to get your hands on a Cronut without waiting in line. According to the efficial website, patrons may pre-order a batch of Cronuts starting on Mondays at 1 am by phone. But the pre-order little scurrently full. If you're feeling extremely ambitious, you can place a large order for 50 or more Cronuts ... but give Ansel a month's notice.

In fact, ordering 50 Cronuts at once doesn't seem like a bad idea given the black market that has formed around Cronut fiends trying to get their hands on the elusive treat. According to Fox News, Cronuts are selling for up to \$40 a pop on a black market. According to the Huffington Pert, one craights entrepreneur even posted that he offers "professional line waiters to save you time and get your much deserved eronut," but for a steep price of \$80 a piece. Please, comeone, reassure me it's not worth it.

The obsession has turned ugly as Ansel has been forced to battle a whole host of Cronut copycats.

Since the sweet treat was unveiled in May, there has been literally dozens of Cronut-like pastries invented under such creative names as "Doissants," "Conenets," "Doueh'Ssants," and "Cro-



MOST MIC'D ON POLICYMIC



A le Husband of a R. Po Survivor, Here's What I Say to Other Men 39 Her











FEATURED STORY

invented under such creative names as "Doissants," "Crognets," "Dough Ssants," and "Cro-Nots." According to Fox, dozens of Cronut-like pastries invented under such creative names as "Doissants," "Crognets," "Dough Ssants," and "Cro-Nots" have tried to mimic Ansel's creation.

Moreover, a spokesperson for Ansel's bakery said they have "received threatening emails from associates and family members of infringers threatening to direct the public and third parties to not support the business of our small bakery for nothing more than vindictive purposes."

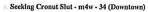
Can the Cronut possibly live up to the hype? According to Business Insider, talk is cheap. After a taste test that many New Yorker's might sell a limb to experience, the lucky testers declared "The Cronut is "pretty good."

"It tastes a lot more like a doughnut than a croissant, though fit's got a nice crunchy layer on the outside."

Plus, they added that the vanilla cream wasn't an extraordinary addition, and it even made the pastry a bit soggy. Their final words of wisdom: "It's probably not worth waiting an hour in line for, unless you're truly crazy about pastries."



Most people have chosen to disregard the advice and maintain the chase for the Cronut. But things really hit the fan on July 3 when a man posted on Craigslist that he would be willing to trade his Cronut in exchange for sexual favors, according to the Iluffington Post.



I want a dirty little slut who is willing to blow me for a genuine Dominique Ansel Bakery cronut.

White male, 34, w, clean, dd free w fresh cronst's, daily.



Meet the Han the U.S. Left Behind to Di

Sreking females only.

Stud description.

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Whether or not the Cronut really deserves its reputation, only the mort ambitious foodies will be able to tell you. But one thing is for sure, Chef Ancel has truly done something groundbreaking, and he's sen New Yorkers into a frenzy trying to get their hands on his one-of-a-kind creation.

Prove Coels for News

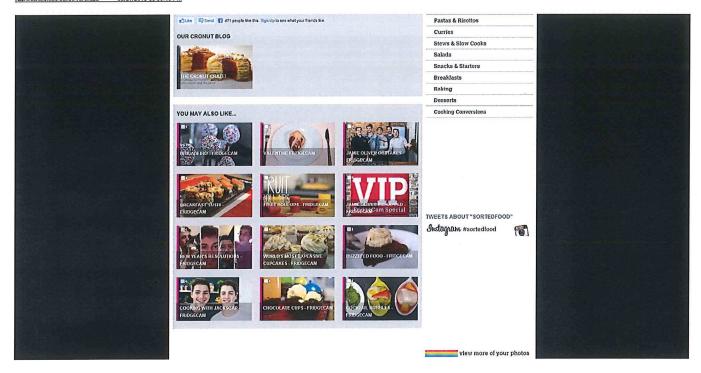
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Behold: Dominique Ansel's cronuts can now be had without hours on line or by paying through the nose on Craigslist

The ingredients for the dough are all fairly common: Butter, an egg, flour, milk, salt, sugar, water and yeast. A fancy French market Isn't necessary, any supermarket will do.

According to the recipe from Googly Gooeys, the first step is to combine the salt, yeast butter, flour and sugar and blend in a food processor while heating the milk and water on a stove.

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Looking Jolie nicel Angelina shows off her slender figure in cigarette thin black trousers and matching sheer vest Shopping in Australia



Pictured: Robert
Pattinson on date
with Sean Penn's
daughter Dylan at
Hollywood's lconic
Viper Room
nightclub
Moved on from
Kristen



Kristen

Too cool for high school: Kris Jenner Tights with Brueo over Kendall and Kylle becoming dropouts' Kris wants them out of school to make money



Has the Kardashlan's bubble burst? Sisters' fashlon Kollection slashed to as low as \$9.99 at Sears Sears store in LA saw prices slashed



h The look of love! Chelsea Clinton's husband Marc Mezvinsky can't keep his eyes off her as she steps out in bold orange dress



Once thoroughly blended and combined with an egg, the ingredients should go in the refrigerator while the dough rises.

While the yeast is doing its thing, it's time to make the filling. Combine eggs, sugar, flour and your fruit of choice, in this case oranges, and heat all ingredients thoroughly.

Once your filling is ready, your dough should be good to go.



Pictured: Zao Efron enjoys a natural high posing In Peru as he sends message to fans following stint in rehab for 'cocaine addiction' Posed on Machu Picchu



Picchu

Doh La Lal Charlie
Chaplin's
granddaughter
Kiera grabs
attention away from
the models in a
plunging dress at
Paris Fashion Week
Stood out in a red
dress





Easy as pie: You too can make Cronuts by following this diagram



What line?: Standing on-line for Cronuts is so last-month

Remove it from the fridge, roll it out and dust with flour before folding it over three times and cutting the cronuts using a doughnut cutter.

Next up is the most fun part! Deep fry each side at 160 degrees. Celsius for about one minute while dumping strawberries, icing sugar, egg white and lemon into a blender for your frostling.

The lcing should be ready by the time the cronuts cool down. Put it all together and you'll be ready to brag to your friends
Invented by French baker Dominique Ansel and sold at his SoHo bakery since June, cronuts fans spend hours each morning on line to buy the famous pastries - which usually sell out shortly after the bakery's 8am opening.

Cronuts have even spawned an underground economy, with pricey delivery services springing up on Craigslist.

Read more: Cronut Recipe















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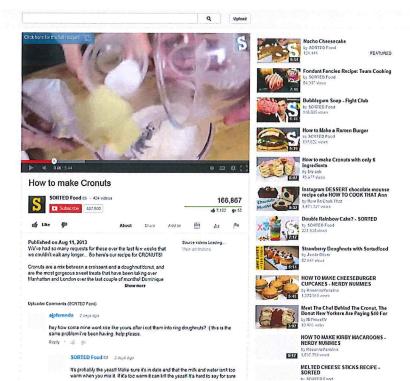
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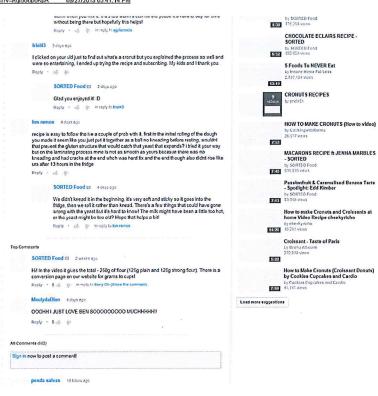
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	Don't you DARF mess with my donuts!						
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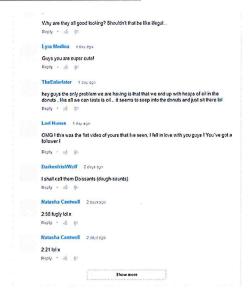
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Published on Aug 11, 2013
We've had so many requests for these over the last few weeks that we couldn't wait any longer... So here's our recipe for CRONUTS!

Croruts are a mix between a croissant and a doughnut/donut, and are the most gorgeous sweet treats that have been taking over Manhattan and London over the last couple of months! Dominique Show more

ajplerando 2 cryp spo hay how come mine word rise the yours after i cut them into ring doughouts? (this is the same problem tive been having, help please

SORTED Food CI 2 Chyp Reporting for the probably the yearst Make sure it is in date and that the milk and water isn't too warm when you mixit. It it's bo warm it can kill the yearst life hard to say for sure

without being there but hopefully this helps!

Inial 3 3 (9) 3 933

I clicked on your vid just to find out whalf a cronut but you explained the process so well and were so enterfaming, I ended up trying the recipe and subscribing. My kids and I thank you.

Book ' all 9'

SORTED Food Et 2 days 092 Glad you enjoyed itl :D

necipe is easy to follow the ive a couple of prob with A, first in the initial rolling of the dough you made it seem like you just put if together as a ball no kneading before reading, wouldn't hat prevent the glutin entructure but would catch that yease that expend? I fived it your way but on the laminating process mine is not as smooth as yours because there was no kneading and had creates at the end which was hard fix and the end though also didnt rise like urs after 13 hours in the fridge.

Reply : of its

SORIED Food to: 4 60/y 6922

We didn't kned it in the beginning. It's very soft and sticky so it goes into the fridge, then we not! a rather than knead. There's a few things that could have gone arrong with the yeast to if it is fault of knool! I he mick might have been a! title too hot, or the yeast might be too old? Hope that helps a bill

Riply • 16 (p) in riply to lon ramos

Top Comments

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Repty . S.d & in recty to Sony

MaulydaDian 4 days 820 OOOHH I JUST LOVE BEN SOOOOOOOO MUCHHHHHII

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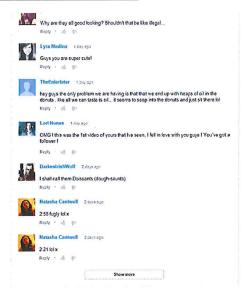


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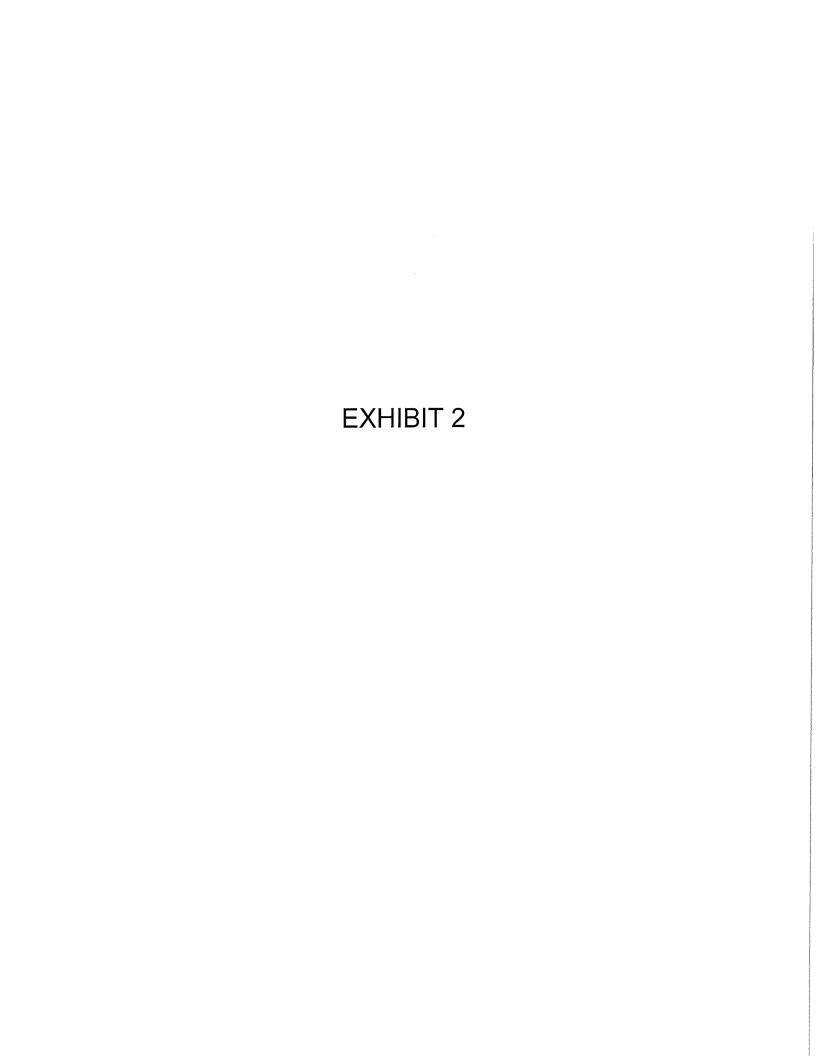
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